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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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Bas Jan Emile Van Rens

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EXAMINER

GEHMAN, BRYON P

ART UNIT

PAPER NUMBER

3728

NOTIFICATION DATE

DELIVERY MODE

05/12/2010

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

Chgpatent@leydig.com

Office Action Summary	Application No. 10/572,927	Applicant(s) VAN RENS ET AL.	
	Examiner Bryon P. Gehman	Art Unit 3728	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 4 and 11 March 2010.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-14 is/are pending in the application.
- 4a) Of the above claim(s) 8,9 and 11 is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-6,10 and 12-14 is/are rejected.
- 7) ☒ Claim(s) 7 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 22 March 2006 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

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1. Applicant's election without traverse of Species II, claims 1-7, 10 and 12-14 in the reply filed on March 4, 2010 is acknowledged.

2. Applicant is reminded of the proper language and format for an abstract of the disclosure.

The abstract should be in narrative form and generally limited to a single paragraph **on a separate sheet** within the range of 50 to 150 words. It is important that the abstract not exceed 150 words in length since the space provided for the abstract on the computer tape used by the printer is limited. **The form and legal phraseology often used in patent claims, such as "means" and "said," should be avoided.** The abstract should describe the disclosure sufficiently to assist readers in deciding whether there is a need for consulting the full patent text for details.

The language should be clear and concise and should not repeat information given in the title. It should avoid using phrases which can be implied, such as, "The disclosure concerns," "The disclosure defined by this invention," "The disclosure describes," etc.

3. The abstract of the disclosure is objected to because it is not provided alone on a separate sheet and it contains legal phraseology in line 4, "means". Correction is required. See MPEP § 608.01(b).

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this

Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

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5. Claims 1, 4 and 13 are rejected under 35 U.S.C. 102(b) as being anticipated by Hedman (6,257,402). Claims 1-2 and 13 are rejected under 35 U.S.C. 102(b) as being anticipated by Sugimoto et al. (5,981,048). Claims 1, 4-5, 10 and 12-14 are rejected under 35 U.S.C. 102(b) as being anticipated by Brooks et al. (5,551,557). Claims 1, 4-6, 10 and 12-14 are rejected under 35 U.S.C. 102(b) as being anticipated by Stover et al. (5,318,181). Claims 1, 4-5, 10 and 13-14 are rejected under 35 U.S.C. 102(b) as being anticipated by Kremen (5,238,648). Claims 1, 4-5, 10 and 12-14 are rejected under 35 U.S.C. 102(b) as being anticipated by Itoh (5,228,567). Claims 1, 3 and 13 are rejected under 35 U.S.C. 102(b) as being anticipated by Kodl (4,963,693). Claims 1, 3 and 13 are rejected under 35 U.S.C. 102(b) as being anticipated by Edgerton (3,174,620). Each discloses a display device arrangement comprising a display device (20; photosensitive material; 13; 20; at B; 1; 16; 30; respectively) comprising a component degradable upon exposure to an environmental factor, and a container (10; 7; 17; 21; A and C; 18; 10; 10) storing the display device, the container comprising protective means (24; light-shielding packaging material; 21; claimed drypack; various; 3; maintained atmosphere; sealed atmosphere) for reducing exposure of the component to the environmental factor.

As to claim 2, Sugimoto et al. and Kremen each disclose the protective means to comprise a light shielding material (Figure 1; front panel 2 of a light-filtering material, see column 7, line 46 through column 8, line 8).

As to claim 3, Kremen, Kodl and Edgerton each disclose the protective means comprise an inert gas within the container.

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As to claim 4, Hedman, Brooks et al., Stover et al., Kremen and Itoh each disclose the protective means comprise a getter material (an absorbent material of unwanted gases).

As to claims 5, 10 and 14, Brooks et al., Stover et al., Kremen and Itoh each disclose the container arranged to store the display device during an inactive period thereof and an opening (35; sealed by 24; closed by C; openable portion of 18) for exposing the display device during an active period thereof, the opening closed by an airtight seal.

As to claim 6, Stover et al. disclose the display device (20) being flexible and the container (21) arranged to store the display device in a flexed (rolled) state.

As to claim 12, Brooks et al., Stover et al. and Itoh each disclose an electronic device.

6. Claim 7 is objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

7. **Prior Art not relied upon:** Please refer to the additional references listed on the attached PTO-892, which, while not relied upon for the claim rejection, these references are deemed relevant to the claimed invention as a whole.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Bryon P. Gehman whose telephone number is (571) 272-4555. The examiner can normally be reached on Tuesday through Thursday from 7:30 am to 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mickey Yu, can be reached on (571) 272-4562. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Bryon P. Gehman/
Primary Examiner, Art Unit 3728

Bryon P. Gehman
Primary Examiner
Art Unit 3728

BPG